

1
2
3
4
5
6
7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 GEORGE JOHNSON,

11 Plaintiff,

12 v.

13 DONALD P. WANG, et al.,

14 Defendants.

CASE NO. C16-1738JLR

ORDER TO SHOW CAUSE

15 On July 23, 2018, the court held a pretrial conference in this matter, and *in*
16 *personam* Defendant Donald P. Wang, who is proceeding *pro se*, did not appear. (*See*
17 7/23/18 Min. Entry (Dkt. # 38).) Counsel for Plaintiff George Johnson represented that
18 based on their conversations with Mr. Wang, Mr. Wang was aware of the conference and
19 his need to attend. Moreover, the court's orders clearly notified Mr. Wang of the
20 conference date and the potential consequences for failing to appear. (*See* Sched. Order
21 (Dkt. # 23); 7/11/18 Order (Dkt. # 37) (citing Local Rules W.D. Wash. LCR 11(c)); Dkt.
22 (6/27/18 entry)); Local Rules W.D. Wash. LCR 11(c) (stating that the court may consider

1 a failure to “appear at [the] pretrial conference . . . an abandonment or failure to prosecute
2 or defend diligently, and judgment may be entered against that party”). Because of his
3 failure to appear, the court ORDERS Mr. Wang to SHOW CAUSE why the court should
4 not enter default against him and issue sanctions of \$2,000.00.

5 Regarding the entry of default, Mr. Wang must respond no later than Wednesday,
6 July 25, 2018, at 12:00 p.m. If he does not respond or sufficiently demonstrate good
7 cause for his failure to appear, the court will enter default against him. *See Ringgold*
8 *Corp. v. Worrall*, 880 F.2d 1138, 1141-42 (9th Cir. 1989); *see also* Local Rules W.D.
9 Wash. LCR 11(c).

10 Regarding sanctions, Mr. Wang must respond no later than Thursday, August 2,
11 2018, at 12:00 p.m. A federal court’s inherent authority allows the court to “fashion an
12 appropriate sanction for conduct [that] abuses the judicial process.” *Goodyear Tire &*
13 *Rubber Co. v. Haeger*, --- U.S. ---, 137 S. Ct. 1178, 1186 (2017); *see also Fink v. Gomez*,
14 239 F.3d 989, 991 (9th Cir. 2001) (“Three primary sources of authority enable courts to
15 sanction parties or their lawyers for improper conduct: (1) Federal Rule of Civil
16 Procedure 11, which applies to signed writings filed with the court, (2) 28 U.S.C. § 1927,
17 which is aimed at penalizing conduct that unreasonably and vexatiously multiplies the
18 proceedings, and (3) the court’s inherent power.”). Because he failed to appear despite

19 //

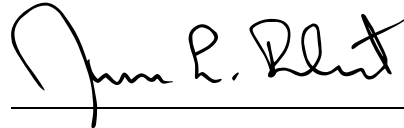
20 //

21 //

22 //

1 repeated notifications, Mr. Wang must show cause why the court should not issue
2 sanctions in the amount of \$2,000.00.

3 Dated this 23rd day of July, 2018.

4
5 

6 JAMES L. ROBART
7 United States District Judge
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22